

Amendment No. 4 to SB3591

Johnson
Signature of Sponsor

AMEND Senate Bill No. 3591

House Bill No. 3163*

by deleting subdivision (b)(1) in § 50-6-914 in Section 13 of the bill as amended by amendment with drafting code #1598633 and substituting instead the following:

(b)

(1) Notwithstanding subsection (a) and subject to subdivision (b)(2), a general contractor, intermediate contractor or subcontractor shall not be liable for workers' compensation to a construction services provider listed on the registry established pursuant to this part.

AND FURTHER AMEND by deleting subsection (c) in § 50-6-914 in Section 13 of the bill as amended by amendment with drafting code #1598633 and substituting instead the following:

(c) Any general contractor, intermediate contractor or subcontractor who pays compensation under subsection (a) may recover the amount paid from any person who, independently of this section, would have been liable to pay compensation to the injured employee, or from any subcontractor.

AND FURTHER AMEND by deleting subsection (d) in § 50-6-914 in Section 13 of the bill as amended by amendment with drafting code #1598633 and substituting instead the following:

(d) Every claim for compensation under this section shall be presented first to and instituted against the immediate employer, but the proceedings shall not constitute a waiver of the employee's rights to recover compensation under this chapter from the general contractor, intermediate contractor or subcontractor; provided, that the collection of full compensation from one (1) employer shall bar recovery by the employee against any others, and the employee shall not collect from all employers a total compensation in excess of the amount for which any of the contractors is liable.